



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of

Docket No: Q80689

Toshiki TAGUCHI, et al.

Appln. No.: 10/808,464

Group Art Unit: 1755

Confirmation No.: 6283

Examiner: Helene G. Klemanski

Filed: March 25, 2004

For: INK SET AND INKJET RECORDING METHOD

**SUBMISSION OF TERMINAL DISCLAIMER "A"**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$130.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Respectfully submitted,

Brett S. Sylvester  
Registration No. 32,765

Date: June 26, 2006

06-06-23:03:28PM: FUJI PHOTO FILM CO., LTD. PAT. D 日本技術貿易特許部

06- 6-23: 8:38 :富士フイルム (株) 知的財産部 (足清)

知財部 (更)

: 0485737928

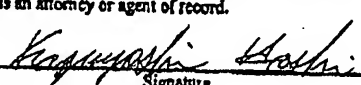
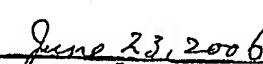
# 3 / 14

# 4 / 15

06/20/2006 17:32 FAX 2022837880

003/014



TERMINAL DISCLAIMER "A" TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT		MODIFIED PTO/SR
Docket Number	Q80689	
In re Application of:	Toshiki TAGUCHI, et al.	
Application No.:	10/803,464	
Filed:	March 25, 2004	
For:	INK SET AND INKJET RECORDING METHOD	
<p>The owner*, FUJI PHOTO FILM CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No. 6,939,399 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:</p> <ul style="list-style-type: none"> <li>expires for failure to pay a maintenance fee;</li> <li>is held unenforceable;</li> <li>is found invalid by a court of competent jurisdiction;</li> <li>is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;</li> <li>has all claims canceled by a reexamination certificate;</li> <li>is reissued; or</li> <li>is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</li> </ul> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input checked="" type="checkbox"/> For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input type="checkbox"/> The undersigned is an attorney or agent of record.</p> <p style="text-align: center;">         Signature     </p> <p style="text-align: center;">         Date     </p> <p style="text-align: center;">       Kazuyoshi Hoshi        Typed or printed name     </p> <p style="text-align: center;">       Telephone Number     </p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d) or authorization to charge said fee to Deposit Account No. 19-4880 is included.</p> <p><small>*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.</small></p>		

06/27/2006 JADD01 00000001 10808464

02 FC:1814

130.00 OP

06-06-23:03:28PM: FUJI PHOTO FILM CO., LTD. PAT. D 日本技術貿易特許部

00- 8-23: 8:30 :富士フイルム(株)知財出産部(足利)

知財部(英)

: 0465737928

# 4/ 14

# 5/ 15

08/20/2006 17:32 FAX 2022937860

004/014



MODIFIED PTO/ST/96 (04-05)

## STATEMENT UNDER 37 CFR 2.73(b)

Docket Number Q80689

Applicant/Patent Owner: Toshiaki TAGUCHI et al

Application No./Patent No.: 10/808,464

Filed/Issue Date: March 25, 2004

Entitled: INK SET AND INKJET RECORDING METHOD

FUJI PHOTO FILM CO., LTD.

, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assigner of the entire right, title, and interest; or  
 2. ☐ an assignee of less than the entire right, title and interest.  
 The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
 in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015150, Frame 0511, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

June 23, 2006  
 Date

\_\_\_\_\_  
 Telephone number

Kazuyoshi Hoshi  
 Typed or printed name

Kazuyoshi Hoshi  
 Signature

General Manager, Intellectual Property Technology  
 Division, Fuji Photo Film Co., Ltd.  
 Title